

GOVERNMENT OF TALANGANA
ABSTRACT

Forest Conservation Act – Diversion of 6.7612 ha of forest land in Compt.No.502, Chandravelly R.F., Bellampally Division for Medium Irrigation for excavation of D3-Distributory from Km. 2.00 to Km. 4.00 of P.P. Rao project, Bellampally in favour of Executive Engineer, I & CADD, Bellampally Project Division – **Final (stage-II)** approval accorded – Orders - Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (FOR.I) DEPARTMENT

G.O.Ms.No. 38

Dated: 03-11-2017
Read the following:

1. From the PCCF (HoFF), TS, Hyd., Lr.No.3912/2014/FCA-1/TS, Dt.27.05.2015.
2. Govt. Letter No.2604/For.I (1)/2015-1, EFS&T (For.I) Dept. Dated:24-06-2015.
3. From GoI, MoEF&CC, Chennai, F.No.4-TSC010/2015-CHN/678, Dt. 14.07.2015.
4. From PCCF (HoFF), TS, Hyd., Lr.Rc.No.3912/2014/FCA-1/TS, Dated:03.08.2016.
5. Govt. Letter No.2604/For.I (1)/2015-2, EFS&T (For.I) Dept., Dated:16-08-2016.
6. From GoI, MoEF&CC, Chennai, F.No.TSC010/2015-CHN/1536, dt. 20.09.2017.

O R D E R

In the letter 1st read above, the Principal Chief Conservator of Forests (HoFF), Telangana State, Hyderabad has submitted a proposal for diversion of 6.7612 ha of forest land in Compt.No.502, Chandravelly R.F., Bellampally Division for Medium Irrigation for excavation of D3-Distributory from Km. 2.00 to Km. 4.00 of P.P. Rao project, Bellampally in favour of Executive Engineer, I & CADD, Bellampally Project Division.

2. In the letter 2nd read above, the proposal in para-1 above was forwarded to Government of India, Ministry of Environment, Forests & Climate Change, Chennai for granting approval under section -2 of the Forest (C) Act, 1980.

3. In their letter 3rd read above, the Ministry of Environment, Forests & Climate Change, GoI, Chennai have granted in-principle (Stage-I) approval for the above proposal, subject to fulfillment of the conditions stipulated thereof.

4. In the letter 5th read above, the Government of Telangana have sent the report of compliance on the conditions stipulated by GoI, as submitted by the Principal Chief Conservator of Forests (HoFF), Telangana State, Hyderabad in his letter 4th read above, to the Ministry of Environment, Forests & Climate Change, Chennai for according necessary approval.

5. In the letter 6th read above, Central Government have granted final approval for the proposal in para 1 above, under Section- 2 of the Forest (C) Act, 1980, subject to fulfillment of the conditions stipulated therein.

6. Accordingly, Government hereby accord **final (Stage-II)** approval for diversion of 6.7612 ha of forest land in Compt.No.502, Chandravelly R.F., Bellampally Division for Medium Irrigation for excavation of D3-Distributory from Km. 2.00 to Km. 4.00 of P.P. Rao project, Bellampally in favour of Executive Engineer, I & CADD, Bellampally Project Division under section-2 of the Forest Conservation Act, 1980, subject to fulfillment of the following conditions:-

- i. Legal status of the diverted forest land shall remain unchanged;

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- ii. The Demarcation of the proposed forest area shall be carried out by the DFO concerned by erecting 4 feet hight cement concrete pillars duly numbered at an interval of 20 meters from the amount which has already been deposited by the user agency.
- iii. The compensatory Afforestation (CA) shall be raised and maintained by the State Forest Department over the identified non forest land over 38.887 ha in Sy. No.214 of Nambala Village, Rebba Mandal and Sy.No.309/2 & 309/3 of Laxmipur Village of Bheemini Mandal of Bellampally Range in lieu of diversion of 38.3705 ha forest land for Peddavagu Jagannathpur Project (31.6093 ha) and P.P. Rao Project (6.7612 ha) respectively at the cost of the user agency;
- iv. Identified CA land and approved CA scheme shall not be changed without the prior approval of the Central Government;
- v. Non-forest land which is transferred and mutated in favour of the State Forest Department for the purpose of compensatory afforestation shall be declared as Reserved Forest under Section-4 or Protected Forest under Section-29 of the Indian Forest Act, 1927 or under the relevant Section(s) of the local Forest Act. The Nodal Officer must report compliance within a period of 6 months from the date of grant of final approval and send a copy of the original notification declaring the non-forest land under Section 4 or Section 29 of the Indian Forest Act, 1972, or under the relevant section of the local Forest Act as the case may be, to this office for information and record;
- vi. The State Forest Department shall carry out the penal compensatory afforestation (PCA) over double the extent of degraded forest land (**double the extent of forest area in which violation has already been carried out by the UA**) from the amount which has already been deposited by the user agency. The Location map along with DGPS coordinates of the degraded forest identified for penal compensatory afforestation and CA scheme including 7-10 years of maintenance shall be furnished within 3 months from the date of Stage-II approval;
- vii. Additional amount of Net Present Value (NPV) of the diverted forest land, if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from User Agency;
- viii. The User Agency shall provide 5 crossovers with side railing/wall across the canal to facilitate free movement of animals with a width of not less than 7.5 meters,at suitable places which shall be decided in consultation with the DFO concerned.
- ix. The User Agency shall not object to the use of canal water for forest nursery, afforestation, biodiversity conservation activities etc by the Forest Department;
- x. On the spoil bank, strip plantation shall be raised at the cost of User Agency;
- xi. No labour camp shall be established on the forest land;
- xii. User agency shall provide firewood preferably alternate fuel to the labourers and the staff working at the site so as to avoid any damage and pressure on the adjacent forest areas;

(Contd...)

- xiii. The forest land proposed for diversion shall under no circumstances be transferred or sublet to any other agency, department or person without prior approval of the Central Government;
- xiv. The total forest area utilized for the project shall not exceed 6.7612 ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal. User Agency shall furnish an undertaking to this effect.
- xv. User agency and the State Government shall ensure compliance to provisions of all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to such project;
- xvi. Any other conditions that the Central Government or Addl. PCCF(Central) of Regional Office, Chennai may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area, shall be complied by the user agency;
- xvii. In the event of failure to comply with any of the above conditions the user agency is liable for penal action as decided by the Additional PCCF (Central), Regional Office, Chennai.

7. The Principal Chief Conservator of Forests (HoFF), Telangana State, Hyderabad shall take necessary action, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

DR. RAJAT KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Principal Chief Conservator of Forests (HoFF),
Telangana State, Hyderabad.

Copy to:

The Director General, Government of India, Ministry of Environment & Forests and Climate Change (Forest Conservation Division),
Indira Paryavaran Bhawan, Aliganj, Jorbagh Road,
New Delhi 110 003.

The Addl. Prl. Chief Conservator of Forests, (Central), Govt. of India,
Ministry of Environment & Forests, Regional office, Panagal
Building, 8th floor, Saidapet, Chennai -600 015.

The Executive Engineer, I & CADD,
Bellampally Project Division.

The Engineer-In-Chief, Irrigation & CAD,
Erramanjil, Telangana, Hyderabad.

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//FORWARDED::: BY ORDER//

SECTION OFFICER